



ENVIRONMENTAL AND PUBLIC PROTECTION CABINET

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October 4, 2007

Ruling Number 07-0104

Mr. Patrick Biancone

Pursuant to a hearing on Thursday, September 27th, 2007, at 9:00 AM concerning the following violations, all of which occurred on June 22, 2007.

Violation I

Possession on the grounds of Keeneland Race Course of three (3) sealed vials of Alpha-Cobratoxin, a Class A medication (listed as “Snake Venoms”) under the Kentucky Horse Racing Authority Uniform Drug and Medication Classification Schedule (11-5). Possession of Alpha-Cobratoxin constitutes a violation of 810:018 KAR Section 19 (1) and (2).

It is the decision of the Stewards that you were in possession of three (3) sealed vials of Alpha-Cobratoxin on the grounds of Keeneland Race Course on June 22, 2007, and that your license be suspended for one (1) year.

Violation II

Possession upon the grounds of Keeneland Race Course of one (1) injectable bottle of Propionibacterium Acnes Immunostimulant; one (1) injectable bottle of Equine Rhino Influenza Vaccine; five (5) one-dose injectable bottles of Tetanus Antitoxin; one (1)

injectable bottle of Amikacin E. Solution, 250 mg, all constituting a violation of 810 KAR 1:018 Section 3 (3).

It is the decision of the Stewards that you were in possession of the listed injectable medications on the grounds of Keeneland Race Course on June 22, 2007, and that your license be suspended for thirty (30) days.

Violation III

Possession upon the grounds of Keeneland Race Course of one (1) 100 count bottle of Prompt Phenytoin Sodium 100 mg, a Class B medication under the Kentucky Horse Racing Authority Uniform Drug and Medication Classification Schedule (11-5), which was not properly labeled; one (1) 100 count bottle of Ketoconazole 200 mg, which was not properly labeled; and one (1) 500 count bottle of Metronidazole tabs, 500 mg, which was not properly labeled constituting a violation of 810 KAR 1:018 Section 13;

It is the decision of the Stewards that you were in possession of the above listed medications that were not properly labeled on the grounds of Keeneland Race Course on June 22, 2007, and that your license be suspended for thirty (30) days.

Violation IV

Possession upon the grounds of Keeneland Race Course of one (1) injectable bottle labeled "Throat RX" 1,000 ml, constituting a violation of 810 KAR 1:018 Section 3 (3).

No action was taken by the Stewards at the time of the writing of this ruling.

Violation V

Possession upon the grounds of Keeneland Race Course of one (1) injectable bottle of solution labeled "Throat RX" 1000 ml, which was not properly labeled, constituting a violation of 810 KAR 1:018 Section 13.

No action was taken by the Stewards at the time of the writing of this ruling.

Violation VI

Possession upon the grounds of Keeneland Race Course of one (1) injectable bottle of unknown brown honey-colored liquid marked "For Mythical Echo Only", 1,000 ml, constituting a violation of 810 KAR 1:018 Section 3 (3)

No action was taken by the Stewards at the time of the writing of this ruling

Violation VII

Possession on the grounds of Keeneland Race Course of one (1) injectable bottle of an unknown brown honey-colored liquid marked "For Mythical Echo Only", 1,000 ml, which was not properly labeled, constituting a violation of 810 KAR 1:018 Section 13.

No action was taken by the Stewards at the time of the writing of this ruling .

Violation VIII

Possession upon the grounds of Keeneland Race Course of five (5) injectable bottles of Sodium Bicarbonate 8.4%, 100 ml constituting a violation of 810 KAR 1:018 Section 3 (3)

It is the decision of the Stewards that you were in possession of the above listed medication on the grounds of Keeneland Race Course, and that your license be suspended for thirty (30) days.

Violation IX

Possession upon the grounds of Keeneland Race Course of one (1) case of sixty (60) injectables bottles of Polyglycan, constituting a violation of 810 KAR 1:018 Section 3(3).

It is the decision of the Stewards that you were in possession of the above listed medication on the grounds of Keeneland Race Course, and that your license be suspended for thirty (30) days.

Violation X

Possession upon the grounds of Keeneland Race Course of two (2) cases of intravenous liquids (in plastic bags); one (1) case of intravenous saline solution (in plastic bags) ; one (1) case of intravenous lactated ringers (in plastic bags) , all in violation of 810 KAR 1:018 Section 3 (3).

It is the decision of the Stewards that you were in possession of the above injectables on the grounds of Keeneland Race Course, and that your license be suspended for thirty (30) days.

Violation XI

Possession upon the grounds of Keeneland Race Course of seven (7) one-dose injectable bottles of Chlamydia Psittaci Vaccine; seven one-dose injectable bottles of Feline Rhinotracheitis Calici-Panleukopenia Vaccine; eight (8) one-dose injectable bottles of Rabies Vaccine; and one (1) ten-dose injectable bottle of rabies vaccine, all in violation of 810 KAR 1:018 Section 3 (3).

It is the decision of the Stewards that you were in possession of the above injectables on the grounds of Keeneland Race Course, and that your license be suspended for thirty (30) days.

Violation XII

Failure to report the violation by Dr. Rodney Stewart of 810 KAR 1:018 Section 3 (3), 810 KAR 1:018 Section 13, and 810 KAR 1:018 Section 19 (1) and (2), such failure constituting a violation of 810 KAR 1:018 Section 14 (5) (j).

It is the decision of the Stewards that you had reason to believe that Dr. Rodney Stewart had violated 810 KAR 1:018 Section 19 (1) and (2) and that you failed to notify the Stewards or the Authority veterinarian in violation of 810 KAR 1:018 Section 14 (5) (j) and that your license be suspended for one year.

During his suspension Mr. Biancone is denied the privileges of all facilities under the jurisdiction of the Kentucky Horse Racing Authority. Entry of all horses trained by Mr. Biancone is denied pending transfer to persons acceptable to the Stewards.

It is also the decision of the Stewards that all suspensions shall run concurrently.

Mr. Patrick Biancone suspension shall become effective at 12:01 AM, October 15, 2007.

BY ORDER OF THE STEWARDS

*John M. Vint
Brooks A. Blevett III
Richard A. Leigh*